

FORTKORT GRETHER + KELTON LLP

RECEIVED
CENTRAL FAX CENTER

FEB 02 2005

FACSIMILE TRANSMITTAL SHEET

TO: Commissioner of Patents

FAX NO: 703-872-9306

FROM: Gregory K. Goshorn

DATE: 2/2/05

RE: Application No. 09/740,528

ATTY. DOCKET NO.: 1BMC003USO

CLIENT DOCKET NO.: AUS920000919US1

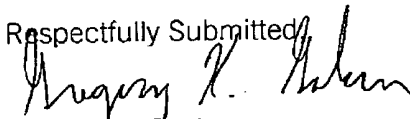
(Total Number of Pages Including Cover): 3

The following papers are covered by this sheet:

Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences

Please call the undersigned attorney with any questions.

Respectfully Submitted,



Gregory K. Goshorn

Reg. No. 44,721

Telephone: (512) 279-3106

CERTIFICATE OF TRANSMISSION — 37 C.F.R. § 1.8

I hereby certify that this correspondence, and any and all correspondence referenced herein, is being transmitted by facsimile in accordance with 37 C.F.R. § 1.6(d) to facsimile number 703-872-9306 or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:

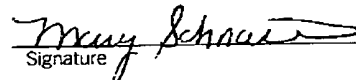
Date

2-2-05

Printed Name

MARY Schnaier

Signature



INFORMATION CONTAINED IN THIS TRANSMISSION IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE AND MAY CONTAIN LEGALLY PRIVILEGED AND/OR CONFIDENTIAL INFORMATION. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE PERMANENTLY DELETE THIS MESSAGE AND IMMEDIATELY NOTIFY US BY TELEPHONE.

ATTORNEYS + COUNSELORS WHEN I.P. MATTERS 8911 N CAPITAL OF TEXAS HIGHWAY SUITE 3200 AUSTIN TEXAS 78759 PJ 512-279-3100 FJ 512-279-3101 WWW.FGKPLUS.COM

CERTIFICATE OF TRANSMISSION — 37 C.F.R. § 1.8

I hereby certify that this correspondence, and any and all correspondence referenced herein, is being transmitted by facsimile in accordance with 37 C.F.R. § 1.6(d) to facsimile number 703-872-9306 or is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:

2-2-05
Date

Mary Schnaiter

Mary Schnaiter
SignatureRECEIVED
CENTRAL FAX CENTER

FEB 02 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Applicant:

RABINDRANATH DUTTA

Filed: December 18, 2000

Serial No.: 09/740,528

For: SYSTEM AND METHOD OF
ADMINISTERING EXAM CONTENT§
§
§
§
§
§
§
§
§

Confirmation No. 2040

Art Unit: 2143

Examiner: ARRIENNE M. LEZAK

Docket No: AUS920000919US1

NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES*Via Facsimile to 703-872-9306*

MAIL STOP AF

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Commissioner:

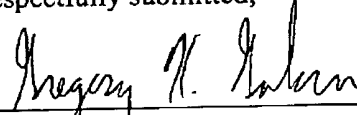
The Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed November 10, 2004, finally rejecting claims 1-3, 5-15 and 16-21.

The fee for filing this Notice of Appeal is \$500.00, and the Commissioner is hereby authorized to deduct that amount from IBM Corporation, Deposit Account No. 09-0447.

If that amount is insufficient, or should any additional fees under 37 C.F.R. § 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from IBM Corporation, Deposit Account No. 09-0447.

Date: February 2, 2005

Respectfully submitted,



Gregory K. Goshorn
Reg. No. 44,721

Fortkort Grether + Kelton LLP
8911 N. Capital of Texas Highway
Suite 3200
Austin, TX 78759
(512) 279-3106

ATTORNEYS FOR APPLICANT